

(bb) an interpretation of a statutory or regulatory issue; and

(i) may include—

- (I) a memorandum;
- (II) a notice;
- (III) a bulletin;
- (IV) a directive;
- (V) a news release;
- (VI) a letter;
- (VII) a blog post;
- (VIII) a no-action letter;
- (IX) a speech by an agency official; and
- (X) any combination of the items described in subclauses (I) through (IX).

(B) **RULE OF CONSTRUCTION.**—The term “guidance document”—

(i) shall be construed broadly to effectuate the purpose and intent of this title; and

(ii) shall not be limited to the items described in subparagraph (A)(ii).

(C) **PUBLICATION OF GUIDANCE DOCUMENTS ON THE INTERNET.**—

(1) **IN GENERAL.**—Subject to paragraph (4), on the date on which an agency issues a guidance document, the agency shall publish the guidance document in accordance with the requirements under paragraph (3).

(2) **PREVIOUSLY ISSUED GUIDANCE DOCUMENTS.**—Subject to paragraph (4), not later than 180 days after the date of enactment of this Act, each agency shall publish, in accordance with the requirements under paragraph (3), any guidance document issued by that agency that is in effect on that date.

(3) **SINGLE LOCATION.**—

(A) **IN GENERAL.**—All guidance documents published under paragraphs (1) and (2) by an agency shall be published in a single location on an internet website designated by the Director under subparagraph (D).

(B) **AGENCY INTERNET WEBSITES.**—Each agency shall, for guidance documents published by the agency under paragraphs (1) and (2), publish a hyperlink on the internet website of the agency that provides access to the guidance documents at the location described in subparagraph (A).

(C) **ORGANIZATION.**—

(i) **IN GENERAL.**—The guidance documents described in subparagraph (A) shall be—

(I) categorized as guidance documents; and

(II) further divided into subcategories as appropriate.

(ii) **AGENCY INTERNET WEBSITES.**—The hyperlinks described in subparagraph (B) shall be prominently displayed on the internet website of the agency.

(D) **DESIGNATION.**—Not later than 90 days after the date of enactment of this Act, the Director shall designate an internet website on which guidance documents shall be published under paragraphs (1) and (2).

(4) **DOCUMENTS AND INFORMATION EXEMPT FROM DISCLOSURE UNDER FOIA.**—If a guidance document issued by an agency is a document that is exempt from disclosure under section 552(b) of title 5, United States Code (commonly known as the “Freedom of Information Act”), or contains information that is exempt from disclosure under that section, that document or information, as the case may be, shall not be subject to the requirements under this title.

(5) **RESCINDED GUIDANCE DOCUMENTS.**—On the date on which a guidance document issued by an agency is rescinded, or, in the case of a guidance document that is rescinded pursuant to a court order, not later than the date on which the order is entered, the agency shall, at the location described in paragraph (3)(A)—

(A) maintain the rescinded guidance document; and

(B) indicate—

(i) that the guidance document is rescinded;

(ii) if the guidance document was rescinded pursuant to a court order, the case number

of the case in which the order was entered; and

(iii) the date on which the guidance document was rescinded.

SA 1585. Mr. JOHNSON submitted an amendment intended to be proposed by him to the bill S. 1260, to establish a new Directorate for Technology and Innovation in the National Science Foundation, to establish a regional technology hub program, to require a strategy and report on economic security, science, research, innovation, manufacturing, and job creation, to establish a critical supply chain resiliency program, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place, insert the following:

SEC. ____ REGULATORY IMPROVEMENT COMMISSION.

(a) **SHORT TITLE.**—This section may be cited as the “Regulatory Improvement Act of 2021”

(b) **DEFINITIONS.**—In this section—

(1) the term “Commission” means the Regulatory Improvement Commission established under subsection (c);

(2) the term “commission bill” means a bill consisting of the proposed legislative language of the Commission recommended under subsection (d)(8)(B)(iii) and introduced under subsection (d)(9)(A);

(3) the term “covered regulation” means a regulation that has been in effect for not less than 10 years before the date on which the Commission is established;

(4) the term “regulation” means a rule, as defined in section 551 of title 5, United States Code; and

(5) the term “regulatory agency” means an agency, as defined in section 3502 of title 44, United States Code, that has the authority to issue a regulation.

(c) **ESTABLISHMENT OF COMMISSION.**—

(1) **ESTABLISHMENT.**—There is established in the legislative branch a commission to be known as the “Regulatory Improvement Commission”.

(2) **MEMBERSHIP.**—

(A) **COMPOSITION.**—The Commission shall be composed of 9 members, of whom—

(i) 1 member shall be appointed by the President, and shall serve as the Chairperson of the Commission;

(ii) 2 members shall be appointed by the majority leader of the Senate;

(iii) 2 members shall be appointed by the minority leader of the Senate;

(iv) 2 members shall be appointed by the Speaker of the House of Representatives; and

(v) 2 members shall be appointed by the minority leader of the House of Representatives.

(B) **DATE.**—The appointment of the members of the Commission shall be made not later than 60 days after the date of enactment of this Act.

(C) **QUALIFICATIONS.**—Members appointed to the Commission shall be prominent citizens of the United States with national recognition and a significant depth of experience and responsibilities in matters relating to government service, regulatory policy, economics, Federal agency management, public administration, and law. Members may include past Administrators of the Office of Information and Regulatory Affairs, past chairs of the Administrative Conference of the United States, and other individuals with expertise and experience in rulemaking affairs and the administration of regulatory reviews.

(D) **LIMITATION.**—Not more than 5 members appointed to the Commission may be from the same political party.

(3) **PERIOD OF APPOINTMENT; VACANCIES.**—Members shall be appointed for the life of the Commission. Any vacancy in the Commission shall not affect its powers, but shall be filled in the same manner as the original appointment.

(4) **INITIAL MEETING.**—Not later than 30 days after the date on which all members of the Commission have been appointed, the Commission shall hold its first meeting.

(5) **MEETINGS.**—The Commission shall meet at the call of the Chair.

(6) **OPEN TO THE PUBLIC.**—Each meeting of the Commission shall be open to the public, unless a member objects.

(7) **QUORUM.**—Five members of the Commission shall constitute a quorum, but a lesser number of members may hold hearings.

(8) **NONAPPLICABILITY OF THE FEDERAL ADVISORY COMMITTEE ACT.**—The Federal Advisory Committee Act (5 U.S.C. App.) shall not apply to the Commission.

(d) **DUTIES OF THE COMMISSION.**—

(1) **PURPOSE.**—The purpose of the Commission is to evaluate and provide recommendations for modification, consolidation, or repeal of covered regulations with the aim of reducing compliance costs, encouraging growth and innovation, and improving competitiveness, all while—

(A) protecting public health and safety; and

(B) giving full consideration to—

(i) the benefits and the costs of regulation to society; and

(ii) the appropriate role of regulation with-in and costs associated with regulation to society.

(2) **REQUIREMENTS.**—In carrying out paragraph (1), the Commission shall—

(A) give priority in its analysis of covered regulations to those that—

(i) impose disproportionately high costs on a small entity (as defined in section 601 of title 5, United States Code);

(ii) create substantial recurring paperwork burdens or transaction costs; or

(iii) could be strengthened in their effectiveness while reducing regulatory costs;

(B) solicit and review comments from the public on the covered regulations described in this section; and

(C) develop a set of covered regulations to modify, consolidate, or repeal to be submitted to Congress for expedited consideration in accordance with paragraph (9).

(3) **PUBLIC COMMENTS.**—

(A) **IN GENERAL.**—Not later than 60 days after the date of the initial meeting of the Commission, the Commission shall initiate a process to solicit and collect written recommendations from the general public, interested parties, Federal agencies, and other relevant entities regarding which covered regulations should be examined.

(B) **SUBMISSION OF PUBLIC COMMENTS.**—The Commission shall ensure that the process initiated under subparagraph (A) allows for recommendations to be submitted to the Commission through the website of the Commission or by mail.

(C) **LENGTH OF PUBLIC COMMENT PERIOD.**—The period for the submission of recommendations under this subsection shall end 120 days after the date on which the process is initiated under subparagraph (A).

(D) **PUBLICATION.**—At the end of the period for the submission of recommendations under this paragraph, all submitted recommendations shall be published on the website of the Commission and summarized in the Federal Register.

(4) **COMMISSION OUTREACH.**—

(A) **IN GENERAL.**—During the public comment period described in paragraph (3), the

Commission shall conduct public outreach and convene focus groups to better inform the Commissioners of the public's interest and possible contributions to the work of the Commission.

(B) **FOCUS GROUPS.**—The focus groups required under subparagraph (A) shall include individuals affiliated with the Office of Information and Regulatory Affairs, the Administrative Conference of the United States, the offices within Federal agencies responsible for small business affairs and regulatory compliance, non-governmental organizations, trade associations, and, at the discretion of the Commission, other relevant stakeholders from within or outside the regulated entities.

(5) **COMMISSION REVIEW OF PUBLIC COMMENTS.**—Not later than 45 days after the date on which the period for the submission of recommendations ends under paragraph (3), the Commission shall convene to review submitted recommendations and to identify covered regulations to modify, consolidate, or eliminate.

(6) **EXAMINATION OF REGULATIONS.**—

(A) **PROCESS FOR EXAMINATION.**—In examining covered regulations under this section, the Commission shall determine the effectiveness of individual covered regulations, by using multiple resources, including quantitative metrics, testimony from industry and agency experts, and research from the staff of the Commission.

(B) **DEADLINE.**—Not later than 1 year after the date on which the Commission convenes under subsection (c)(4), the Commission shall complete a substantial examination of covered regulations.

(7) **INITIAL REPORT.**—

(A) **IN GENERAL.**—Not later than 1 year after the date on which the Commission convenes under subsection (c)(4), the Commission shall publish, and make available to the public for comment, a report, which shall include—

(i) the findings and conclusions of the Commission for the improvement of covered regulations examined by the Commission; and

(ii) a list of recommendations for changes to the covered regulations examined by the Commission, which may include recommendations for modification, consolidation, or repeal of such covered regulations.

(B) **REQUIREMENT.**—The report required under subparagraph (A) shall be approved by not fewer than 5 members of the Commission.

(C) **AVAILABILITY OF REPORT.**—The Commission shall make the report required under subparagraph (A) available through the website of the Commission and in printed form.

(D) **PUBLIC COMMENT PERIOD.**—During the 90-day period beginning on the date on which the report required under subparagraph (A) is published, the Commission shall—

(i) solicit comments from the public on such report, using the same process established under paragraph (3); and

(ii) publish any comments received under clause (i) on the website of the Commission and summarize them in the Federal Register.

(E) **CONSULTATION.**—

(i) **IN GENERAL.**—Not later than 90 days after the date on which the report required under subparagraph (A) is published, the Commission shall complete a consultation with the chairman and ranking member of the committees of jurisdiction in the House of Representatives and Senate regarding the contents of the report.

(ii) **REQUIREMENTS.**—The consultation required under clause (i) shall provide—

(I) the opportunity for the chairman and ranking member of the committees of jurisdiction to provide substantive feedback or recommendations related to the regulatory

changes contained in the report required under subparagraph (A); and

(II) the opportunity for the chairman and ranking member of the committees of jurisdiction to provide recommendations for alternative means of achieving the same or greater reductions in regulatory costs while maintaining the same level of benefits to society.

(8) **REPORT TO CONGRESS.**—

(A) **IN GENERAL.**—Not later than 90 days after the date on which the 90-day period described in paragraph (7)(D) ends, the Commission shall—

(i) review any comments received under paragraph (7)(D);

(ii) incorporate any relevant comments received under paragraph (7)(D) into the report required under paragraph (7)(A); and

(iii) submit the revised report to Congress.

(B) **CONTENTS.**—The revised report required to be submitted to Congress under subparagraph (A) shall include—

(i) the findings and conclusions of the Commission for the improvement of covered regulations examined by the Commission;

(ii) a list of recommendations for changes to the covered regulations examined by the Commission, which may include recommendations for modification, consolidation, or repeal of such covered regulations; and

(iii) recommended legislative language to implement the recommendations in clause (ii).

(9) **CONGRESSIONAL CONSIDERATION OF COMMISSION REPORT.**—

(A) **INTRODUCTION.**—If approved by 5 members of the Commission, as required under paragraph (7)(B), the commission bill shall be introduced in the Senate (by request) on the next day on which the Senate is in session by the majority leader of the Senate or by a Member of the Senate designated by the majority leader of the Senate and shall be introduced in the House of Representatives (by request) on the next legislative day by the majority leader of the House or by a Member of the House designated by the majority leader of the House.

(B) **CONSIDERATION IN THE HOUSE OF REPRESENTATIVES.**—

(i) **REFERRAL AND REPORTING.**—Any committee of the House of Representatives to which the commission bill is referred shall report it to the House without amendment not later than 30 days after the date on which the commission bill is introduced under subparagraph (A). If a committee fails to report the commission bill within that period, it shall be in order to move that the House discharge the committee from further consideration of the commission bill. Such a motion shall not be in order after the last committee authorized to consider the commission bill reports it to the House or after the House has disposed of a motion to discharge the commission bill. The previous question shall be considered as ordered on the motion to its adoption without intervening motion except 3 hours of debate equally divided and controlled by the proponent and an opponent. If such a motion is adopted, the House shall proceed immediately to consider the commission bill in accordance with clauses (ii) and (iii). A motion to reconsider the vote by which the motion is disposed of shall not be in order.

(ii) **PROCEEDING TO CONSIDERATION.**—After the last committee authorized to consider the commission bill reports it to the House or has been discharged (other than by motion) from its consideration, it shall be in order to move to proceed to consider the commission bill in the House. Such a motion shall not be in order after the House has disposed of a motion to proceed with respect to the commission bill. The previous question

shall be considered as ordered on the motion to its adoption without intervening motion. A motion to reconsider the vote by which the motion is disposed of shall not be in order.

(iii) **CONSIDERATION.**—The commission bill shall be considered as read. All points of order against the commission bill and against its consideration are waived. The previous question shall be considered as ordered on the commission bill to its passage without intervening motion except 10 hours of debate equally divided and controlled by the proponent and an opponent and one motion to limit debate on the commission bill. A motion to reconsider the vote on passage of the commission bill shall not be in order.

(iv) **VOTE ON PASSAGE.**—The vote on passage of the commission bill shall occur not later than 60 days after the date on which the commission bill is discharged from the last committee authorized to consider the commission bill.

(C) **CONSIDERATION IN THE SENATE.**—

(i) **COMMITTEE CONSIDERATION.**—A commission bill introduced in the Senate under subparagraph (A) shall be jointly referred to the committee or committees of jurisdiction, which committees shall report the bill without any revision and with a favorable recommendation, an unfavorable recommendation, or without recommendation, not later than 30 days after the date on which the commission bill is introduced. If any committee fails to report the bill within that period, that committee shall be automatically discharged from consideration of the bill, and the bill shall be placed on the appropriate calendar.

(ii) **MOTION TO PROCEED.**—Notwithstanding Rule XXII of the Standing Rules of the Senate, it is in order, not later than 2 days of session after the date on which a commission bill is reported or discharged from all committees to which it was referred, for the majority leader of the Senate or the majority leader's designee to move to proceed to the consideration of the commission bill. It shall also be in order for any Member of the Senate to move to proceed to the consideration of the commission bill at any time after the conclusion of such 2-day period. A motion to proceed is in order even though a previous motion to the same effect has been disagreed to. All points of order against the motion to proceed to the commission bill are waived. The motion to proceed is not debatable. The motion is not subject to a motion to postpone. A motion to reconsider the vote by which the motion is agreed to or disagreed to shall not be in order. If a motion to proceed to the consideration of the commission bill is agreed to, the commission bill shall remain the unfinished business until disposed of.

(D) **CONSIDERATION.**—An amendment to the commission bill or a motion to postpone, a motion to proceed to the consideration of other business, or a motion to recommit the commission bill, shall not be in order in the Senate or the House of Representatives.

(E) **CONSIDERATION BY THE OTHER HOUSE.**—

(i) **IN GENERAL.**—If, before passing the commission bill, one House receives from the other a commission bill—

(I) the commission bill of the other House shall not be referred to a committee; and

(II) the procedure in the receiving House shall be the same as if no commission bill had been received from the other House until the vote on passage, when the commission bill received from the other House shall supplant the commission bill of the receiving House.

(ii) **REVENUE MEASURE.**—This subparagraph shall not apply to the House of Representatives if the commission bill received from the Senate is a revenue measure.

(F) RULES TO COORDINATE ACTION WITH OTHER HOUSE.—

(i) TREATMENT OF COMMISSION BILL OF OTHER HOUSE.—If the Senate fails to introduce or consider a commission bill under this section, the commission bill of the House of Representatives shall be entitled to expedited floor procedures under this section.

(ii) TREATMENT OF COMPANION MEASURES IN THE SENATE.—If following passage of the commission bill in the Senate, the Senate then receives the commission bill from the House of Representatives, the House-passed commission bill shall be entitled to the consideration procedures described in subparagraph (C).

(iii) VETOES.—If the President vetoes the commission bill, debate on a veto message in the Senate under this section shall be 1 hour equally divided between the majority and minority leaders or their designees.

(10) NOTICE TO REGULATORY AGENCIES.—

(A) ENACTMENT OF COMMISSION BILL.—If the commission bill is enacted into law, the President shall—

(i) not later than 7 days after the date on which the commission bill is enacted into law—

(I) provide notice to the affected regulatory agencies; and

(II) publish notice of enactment in the Federal Register and online;

(ii) require affected regulatory agencies to implement the commission bill not later than 180 days after the date on which the commission bill is enacted into law.

(B) FAILURE TO ENACT COMMISSION BILL.—If the commission bill is not enacted into law, the President shall provide notice of such failure to enact the commission bill in the Federal Register.

(11) ADJOURNMENT OF CONGRESS.—If the commission bill is introduced less than 60 session days or 60 legislative days before the date on which Congress adjourns sine die—

(A) the commission bill shall be introduced in both Houses on the date on which the succeeding Congress first convenes its next session; and

(B) paragraph (9) shall apply to the commission bill during the succeeding Congress.

(e) POWERS OF THE COMMISSION.—

(1) HEARINGS.—The Commission may hold such hearings, sit and act at such times and places, take such testimony, and receive such evidence as the Commission considers advisable to carry out this section.

(2) INFORMATION FROM FEDERAL AGENCIES.—

(A) IN GENERAL.—The Commission is authorized to secure directly from any executive department, bureau, agency, board, commission, office, independent establishment, or instrumentality of the Government, information, suggestions, estimates, and statistics for the purpose of this section. Each department, bureau, agency, board, commission, office, independent establishment, or instrumentality shall, to the extent authorized by law, furnish such information, suggestions, estimates, and statistics directly to the Commission, upon request made by the chairman, the chairman of any subcommittee created by the Commission, or any member designated by a majority of the Commission.

(B) RECEIPT, HANDLING, STORAGE, AND DISSEMINATION.—Information shall only be received, handled, stored, and disseminated by members of the Commission and its staff consistent with all applicable statutes, regulations, and Executive orders.

(3) POSTAL SERVICES.—The Commission may use the United States mails in the same manner and under the same conditions as other departments and agencies of the Federal Government.

(4) SPACE FOR USE OF COMMISSION.—Not later than 60 days after the date of enact-

ment of this Act, the Administrator of General Services shall support on a reimbursable basis the operations of the Commission, including the identification of suitable space to house the Commission. If the Administrator is not able to make such suitable space available within the 60-day period, the Commission shall lease space to the extent that funds are available.

(1) COMPENSATION OF MEMBERS.—Each member of the Commission shall be compensated at a rate equal to the daily equivalent of the annual rate of basic pay prescribed for level IV of the Executive Schedule under section 5315 of title 5, United States Code, for each day (including travel time) during which such member is engaged in the performance of the duties of the Commission.

(2) TRAVEL EXPENSES.—The members of the Commission shall be allowed travel expenses, including per diem in lieu of subsistence, at rates authorized for employees of agencies under subchapter I of chapter 57 of title 5, United States Code, while away from their homes or regular places of business in the performance of services for the Commission.

(3) STAFF.—

(A) IN GENERAL.—The Chair of the Commission may, without regard to the civil service laws and regulations, appoint and terminate an executive director and such other additional personnel as may be necessary to enable the Commission to perform its duties. The employment of an executive director shall be subject to confirmation by the Commission.

(B) COMPENSATION.—The Chair of the Commission may fix the compensation of the executive director and other personnel without regard to chapter 51 and subchapter III of chapter 53 of title 5, United States Code, relating to classification of positions and General Schedule pay rates, except that the rate of pay for the executive director and other personnel may not exceed the rate payable for level V of the Executive Schedule under section 5316 of such title.

(C) AGENCY ASSISTANCE.—Following consultation with and upon the request of the Chair of the Commission, the head of any agency may detail an employee of the agency to the Commission without reimbursement, and such detail shall be without interruption or loss of civil service status or privilege.

(D) GAO AND OIRA ASSISTANCE.—The Comptroller General of the United States and the Administrator of the Office of Information and Regulatory Affairs shall provide assistance, including the detailing of employees, to the Commission in accordance with an agreement entered into with the Commission.

(4) PROCUREMENT OF TEMPORARY AND INTERMITTENT SERVICES.—The Chair of the Commission may procure temporary and intermittent services under section 3109(b) of title 5, United States Code, at rates for individuals which do not exceed the daily equivalent of the annual rate of basic pay prescribed for level V of the Executive Schedule under section 5316 of such title.

(5) CONTRACTING AUTHORITY.—The Commission may acquire administrative supplies and equipment for Commission use to the extent funds are available.

(6) ADMINISTRATIVE SUPPORT.—Upon the request of the Commission, the Administrator of General Services shall provide to the Commission, on a reimbursable basis, the administrative support services necessary for the Commission to carry out its responsibilities under this section.

(g) TERMINATION OF THE COMMISSION.—The Commission shall terminate 90 days after the date on which the Commission submits its report under subsection (d).

(h) AUTHORIZATION OF APPROPRIATIONS.—

(1) IN GENERAL.—There are authorized to be appropriated such sums as may be necessary to the Commission to carry out this section.

(2) AVAILABILITY.—Any sums appropriated under the authorization contained in this subsection shall remain available, without fiscal year limitation, until expended.

SA 1586. Mr. GRAHAM (for himself, Mr. COONS, Mr. LUJÁN, and Mr. BARASSO) submitted an amendment intended to be proposed to amendment SA 1502 proposed by Mr. SCHUMER to the bill S. 1260, to establish a new Directorate for Technology and Innovation in the National Science Foundation, to establish a regional technology hub program, to require a strategy and report on economic security, science, research, innovation, manufacturing, and job creation, to establish a critical supply chain resiliency program, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place in title V of division B, insert the following:

SEC. 25. FOUNDATION FOR ENERGY SECURITY AND INNOVATION.

(a) DEFINITIONS.—In this section:

(1) BOARD.—The term “Board” means the Board of Directors described in subsection (b)(2)(A).

(2) DEPARTMENT.—The term “Department” means the Department of Energy.

(3) EXECUTIVE DIRECTOR.—The term “Executive Director” means the Executive Director described in subsection (b)(5)(A).

(4) FOUNDATION.—The term “Foundation” means the Foundation for Energy Security and Innovation established under subsection (b)(1).

(5) INDIVIDUAL LABORATORY-ASSOCIATED FOUNDATION.—The term “Individual Laboratory-Associated Foundation” means a Laboratory Foundation established by an operating contractor of a National Laboratory.

(6) NATIONAL LABORATORY.—The term “National Laboratory” has the meaning given the term in section 2 of the Energy Policy Act of 2005 (42 U.S.C. 15801).

(7) SECRETARY.—The term “Secretary” means the Secretary of Energy.

(b) FOUNDATION FOR ENERGY SECURITY AND INNOVATION.—

(1) ESTABLISHMENT.—

(A) IN GENERAL.—Not later than 180 days after the date of enactment of this Act, the Secretary shall establish a nonprofit corporation to be known as the “Foundation for Energy Security and Innovation”.

(B) MISSION.—The mission of the Foundation shall be—

(i) to support the mission of the Department; and

(ii) to advance collaboration with energy researchers, institutions of higher education, industry, and nonprofit and philanthropic organizations to accelerate the commercialization of energy technologies.

(C) LIMITATION.—The Foundation shall not be an agency or instrumentality of the Federal Government.

(D) TAX-EXEMPT STATUS.—The Board shall take all necessary and appropriate steps to ensure that the Foundation is an organization that is described in section 501(c) of the Internal Revenue Code of 1986 and exempt from taxation under section 501(a) of that Code.

(E) COLLABORATION WITH EXISTING ORGANIZATIONS.—The Secretary may collaborate with 1 or more organizations to establish the Foundation and carry out the activities of the Foundation.